

REMARKS

Reconsideration of this application, as amended, is respectfully requested.

Claims 10 and 11 have been cancelled without prejudice rendering the §102(e) rejection moot.

Claims 1-9 were rejected under 35 USC §103(a) as allegedly obvious over Rink et al. in view of Anacker et al.

It is respectfully submitted that Anacker is not available as a reference since Anacker would only be available as a reference under §102(e) and was under an obligation of assignment to the assignee of the present invention as evidenced by the attached assignment. Therefore, it is not believed Anacker is available as a secondary reference and the §103 rejection must be withdrawn.

The amendment to claim 5 is believed to overcome this §112, second paragraph rejection of that claim.

In view of the foregoing, it is believed that all rejections should be withdrawn.

If any fees are due to enter this paper or to maintain pendency of this application, authorization is given to charge deposit amount no. 50-0624.

Respectfully submitted,

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Enclosures

MARKED-UP COPY OF CLAIM

Claim 5 (Once Amended) A gas generator according to claim 1, wherein the number of radial openings in [said] an igniter tube increases toward said outlet chamber.

ASSIGNMENT

For good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged, as a below named inventor, I hereby sell and assign to Dynamit Nobel GmbH Explosivstoff-und Systemtechnik of Kaiserstrasse 1, D-53840 Troisdorf, Germany its successors and assigns or other legal representatives all my rights, title and interest, in and for the United States of America, in and to

Gas Generator

invented by me (if only one is named below) or us (if plural inventors are named below) and described in the application for United States Letters Patent therefor, Serial No. 09/446,021 filed December 16, 1999, and all United States Letters Patent which may be granted therefor, and all divisions, continuations and extensions thereof, the said interest being the entire ownership of the said Letters Patent when granted, to be held and enjoyed by said Dynamit Nobel GmbH Explosivstoff-und Systemtechnik, its successors, assigns or other legal representatives, to the full end of term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me or us if this assignment and sale had not been made;

And I hereby agree to sign and execute any further documents or instruments which may be necessary, lawful, and proper in the prosecution of the above-named application or in the preparation and prosecution of any continuing, continuation-in-part, substitute, divisional, renewal, reviewed or reissue applications or in any amendment, extension, or interference proceedings, or otherwise to secure the title thereto in said assignee;

And I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to said Dynamit Nobel GmbH Explosivstoff-und Systemtechnik.

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